

2. Defendant Georgia-Pacific hereby adopts and incorporates the Opposition to Plaintiff's Motion for Leave to Amend filed by Bondex International, Inc., RPM, Inc. and RPM International, Inc.'s Opposition to Plaintiff's Motion for Leave to Amend to the extent set forth in Section II (Futility Section) of their brief.

3. Plaintiff correctly states in her Memorandum of Law that Georgia-Pacific "has agreed not to object to Plaintiff filing an amended pleading to eliminate the federal enclave disclaimer from the original state court complaint." Pl's Mem. at 3-4. Defendant Georgia-Pacific's objection is based upon the premise that the Amended Complaint is futile.¹

WHEREFORE, Defendant Georgia-Pacific, LLC respectfully requests that this Court deny Plaintiff's Motion for Leave to File Amended Pleading on the grounds that the Amended Complaint would be futile.

Respectfully submitted,

GEORGIA-PACIFIC LLC
(f/k/a Georgia-Pacific Corporation)

By Counsel

/s/

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¹ Defendant Georgia-Pacific agreed not to object to an Amended Complaint eliminating the disclaimer language on March 26, 2007. See Pl's Mem., Exh. 1. Plaintiff filed the Motion for Leave to File Amended Pleading over two (2) years later on June 10, 2009.

CERTIFICATE OF SERVICE

I hereby certify that on June 24, 2009, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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And I hereby certify that I will mail the document by U.S. mail to the following non-filing users:

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_____/s/
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